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13 RAMESH “SUNNY” BALWANI

14 UNITED STATES DISTRICT COURT
15 NORTHERN DISTRICT OF CALIFORNIA
16 SAN JOSE DIVISION

17 UNITED STATES OF AMERICA,
18 Plaintiff,
19 v.
20 RAMESH “SUNNY” BALWANI,
21 Defendant.

Case No. 18-CR-00258-EJD

**[PROPOSED] ORDER GRANTING
DEFENDANT RAMESH “SUNNY”
BALWANI’S MOTION FOR
CURATIVE INSTRUCTION ON
THERANOS DEVICES SENT TO
WALGREENS**

Judge: Honorable Edward J. Davila

[PROPOSED] ORDER

On April 18, 2022, Defendant Ramesh “Sunny” Balwani submitted a motion for a curative instruction on Theranos devices sent to Walgreens.

The Court, having reviewed the motion, finds good cause and hereby **GRANTS** Mr. Balwani’s motion. The Court will read the following instruction to the jury at the start of evidence on April 19, 2022:

- Members of the Jury: There were questions from the government to Mr. Edlin on Friday about whether a Theranos device sent to Walgreens included cartridges and was able to run blood tests.
- I am instructing you that, for purposes of your ultimate decision, beginning in 2010, before the retail launch with Walgreens in the fall of 2013, Theranos sent proprietary devices to Walgreens. Theranos also sent Walgreens cartridges and reagents, which Walgreens was able to use with the devices to run blood tests.

IT IS SO ORDERED.

Dated: _____

HONORABLE EDWARD J. DAVILA
UNITED STATES DISTRICT JUDGE